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in value it overcame the testimony of three other witnesses who testified to the happening of the event.

Such negative evidence is familiar to all in the trial courts and in many cases the plaintiff would be denied of his remedy if witnesses could not testify that they had an opportunity to know, more or less perfect, and that no such fact as witnesses for the defendant testified to, occurred. Such, for example, as proof sustaining a plea of the Statute of Limitations "that the cause of action did not arise within three years" or that a document was lost or that an attesting witness is absent, or that a certain entry did not appear on a public record, or in an account book, or that no such transaction took place, and many other negative allegations necessary to sustain the plaintiff's case. It is not believed that our Court of Appeals will follow this ruling in the principal case and it is hoped that the language employed will speedily be explained by our court.

Yours very truly,

ROBT. W. WITHERS.

WASHINGTON AND LEE UNIVERSITY,
LEXINGTON, VIRGINIA, August 28, 1905.

JNO. GARLAND POLLARD, Esq.,

Editor Va. Law Register:

Dear Sir:—I desire to commend to the profession "Annotations to Code of West Virginia," by Wm. M. Justis, Jr., of the Richmond bar. It is the key to the West Virginia decisions on the statute law of that state, and as so many of those statutes are identical with the Virginia statutes the book is of great value to the Virginia lawyer. It not only contains the West Virginia decisions but the Virginia decisions also on the same subject. Many of those statutes have been construed in West Virginia which have not been construed in Virginia, and the book has proven of inestimable value to me.

Last spring we bought a copy for our law library, and I found it so indispensable to the investigation of all questions of statute law that I have kept it at my elbow. It is so arranged that the Virginia statute corresponding with the West Virginia statute is readily found.

This notice is written without the request or knowledge of either the editor or publisher, and solely for the purpose of calling the attention of the profession to a book which I regard as very useful, because it is very helpful.

Respectfully yours,

MARTIN P. BURKS.